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CHICAGO, ILLINOIS 60606  
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TO: Examiner: Stephen D Rosasco FROM: Robert J. Depke, Reg. No. 37,607FAX NO: (571) 273-8300

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Serial No.: 10/518345  
Art Unit: 1756  
Filed: December 17, 2004  
Attorney Ref.: 075834.00404**CERTIFICATION OF FACSIMILE TRANSMISSION**I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office to facsimile no. (571) 273-8300 on: 9/24/08

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/518,345
	Filing Date	Dec 17, 2004
	First Named Inventor	Yoko Watanabe
	Art Unit	1766
	Examiner Name	Stephen D Rosasco
	Attorney Docket Number	075834.00404
Total Number of Pages in This Submission		

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks <b>The Commissioner is hereby authorized to charge any fees due or to credit any overpayment to Deposit Account No. 50-3891.</b>		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	Rockey, Depke & Lyons, LLC	
Signature		
Printed name	Robert J. Depke	
Date	9/24/08	Reg. No. 37,607

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Signature	
Typed or printed name	Robert J. Depke
Date	9/24/08

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1460, Alexandria, VA 22313-1460. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1460, Alexandria, VA 22313-1450.

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SEP 24 2008

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicants:** Yoko Watanabe                      **Atty. Docket No.:** 075834.00404  
**Serial No.:** 10/518345                      **Group Art Unit:** 1756  
**Filed:** December 17, 2004                      **Examiner:** Stephen D Rosasco  
**Invention:** MASK, METHOD OF INSPECTING THE SAME, AND METHOD OF  
PRODUCING SEMICONDUCTOR DEVICE  
**Customer No.:** 33448

**INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment  
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SIR:

In accordance with 37 CFR §§1.97, 1.98, Applicants and the undersigned attorney hereby submit a legible copy of each reference listed on the accompanying form PTO/SB/08A.

**CERTIFICATION UNDER 37 C.F.R. §1.97(e)**

Applicants hereby certify, as required under 37 C.F.R. §1.97(c)(1) and §1.97(e), that each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement, and thus no fee is required for consideration thereof. A copy of the communication from the foreign patent office is enclosed for the convenience of the Examiner.

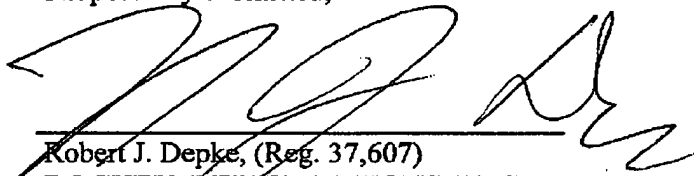
The undersigned also points out that the submission of each reference is neither a concession, nor an admission, that the reference qualifies as prior art for this application

under the patent laws of the United States. Applicants reserve the right to challenge the status of any such document that the office determines to be prior art.

Should the Examiner believe a fee is required, the United States Patent and Trademark Office is hereby authorized and requested to charge any required fee to the deposit account of Rockey, Depke & Lyons, LLC, Deposit Account No. 50-3891.

Respectfully submitted,

Date: 9/24/08

  
Robert J. Depke, (Reg. 37,607)  
**ROCKEY, DEPKE & LYONS, LLC**  
233 S. Wacker Drive, Suite 5450  
Chicago, Illinois 60606  
Tel: (312) 277-2006  
Fax: (312) 441-0570  
**Attorneys for Applicants**